

sway

11.00

DULY ENTERED FOR TAXATION
SUBJECT TO FINAL ACCEPTANCE FOR TRANSFER

Nov 21 10 53 AM '97
CINDY L. KARTZ
CHIEF DEPUTY-ACTING RECORDER
BARBARA L. EULER
RECORDER LA PORTE CO.
ORDINANCE NO. 97-20

97-19534

NOV 21 1997

[Signature]
LAPORTE COUNTY AUDITOR

AN ORDINANCE PROVIDING FOR THE VACATION OF A PORTION OF

BLACKHAWK TRAIL

WHEREAS, Betty Daniel-Lanie and Dennis Lanie have filed a petition with the County Commissioners for the County of LaPorte, Indiana, under the provisions of Indiana Code 36-7-3-12 and 36-7-3-13 for the vacation of a portion of Blackhawk Trail contiguous to and lying along side Lots 46 through 53 inclusive on its westerly side and Lots 1 and 92 non-inclusive on its easterly side, as shown in the recorded plat of Liberty Bell Beach in Plat Book 6, page 34, in the office of the Recorder of LaPorte County, Indiana; and

WHEREAS, notice of a hearing before the County Commissioners has been published in the LaPorte Herald Argus in its issue of August 16, 1997, and the News Dispatch issue of August 16, 1997, and proper notice having been given to adjoining land owners; and

WHEREAS, no remonstrances to the vacation of said street have been filed with the Auditor of the County of LaPorte, Indiana and no verbal remonstrances were heard at the hearing on Petitioners' Petition; and

WHEREAS, the petitioners have paid for the cost of publication of the notice of this hearing, as provided by statute; and

WHEREAS, a public hearing at the LaPorte County Commissioner's meeting was held on Petitioners' Petition on August 26, 1997; and

WHEREAS, it is desirable, and in the best interests of the County of LaPorte, Indiana, to vacate a portion of Blackhawk contiguous to and lying along side Lots 46 through 53 inclusive on its westerly side and Lots 1 and 92 non-inclusive on its easterly side, as shown in the

✓

recorded plat of Liberty Bell Beach in Plat Book 6, page 34, in the office of the Recorder of LaPorte County, Indiana, because (a) said portion of the road has never been in use and the opening of same for traffic is neither feasible nor desirable, (b) that the vacation of the portion of Blackhawk Trail will not materially damage the adjoining property, and (c) will add the property vacated to the tax rolls of the County of LaPorte, Indiana.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COMMISSIONERS of the County of LaPorte, Indiana, as follows:

SECTION 1.

That portion of Blackhawk Trail contiguous to and lying along side Lots 46 through 53 inclusive on its westerly side and Lots 1 and 92 non-inclusive on its easterly side, as shown in the recorded plat of Liberty Bell Beach in Plat Book 6, page 34, in the Office of the Recorder of LaPorte County, Indiana, with the following legal description:

A parcel of land being part of Blackhawk Trail lying between Blocks One and 4 in Liberty Bell Beach and recorded in Plat Book 6, page 34 in the Office of the Recorder of LaPorte County, Indiana, more particularly described as follows.

Starting at an iron pipe marking the Southwest Corner of Lot 92 in Block 4 Liberty Bell Beach for the point of beginning;

- | | |
|--------------------------|--|
| THENCE: N 89° 49' 18" W, | along the North line of Iroquois Trail Extended a distance of 15' to the platted centerline of Blackhawk Trail; |
| THENCE: N 00° 10' 42" E, | along the platted centerline of Blackhawk Trail a distance of 8.44' to a point; |
| THENCE: N 89° 54' 08" W, | a distance of 15.87' to an iron pipe on the Southerly line extended of Lot 46 in Block 1 in Liberty Bell Beach to the Westerly right-of-way line of Blackhawk Trail; |
| THENCE: N 00° 30' 22" E, | along the Westerly line of Blackhawk Trail a distance of 152.03' to an iron rod; |
| THENCE: N 40° 44' 38" E, | a distance of 46.13' to a point on the Easterly line of Blackhawk Trail; |

THENCE: S 00° 10' 42" W, along the Easterly line of Blackhawk Trail, a distance of 195.49' to the point of beginning.

Containing 0.12 acres, more or less,

is hereby vacated, and in accordance with the law of the State of Indiana, the fee simple title to the vacated portions revert to the adjoining property owners, subject to existing easements.

SECTION 2.

This ordinance shall be in full force and effect after the date of its passage and approval by the County Commissioners.

PASSED AND ADOPTED BY THE COUNTY COMMISSIONERS OF THE COUNTY OF LAPORTE, INDIANA, this 9 day of September, 1997.

BOARD OF COUNTY COMMISSIONERS
LAPORTE COUNTY, INDIANA

Clay Turner
Clay Turner, President

Henry "Bud" Kintzele
Henry "Bud" Kintzele,
Member

Richard J. Kruse
Richard J. Kruse,
Vice-President

ATTEST Kenneth Layton
Kenneth Layton, LaPorte County Auditor

Please publish two (2) times in the Michigan City News Dispatch and LaPorte Herald Argus on _____ and _____, 1997.

News Dispatch Oct 7th + 14th 1997
Herald Argus Oct. 6th + 14th 1997